

**THIS OPINION WAS NOT WRITTEN FOR PUBLICATION
AND IS NOT BINDING PRECEDENT OF THE BOARD**

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Paper No. 34

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

BRAD N. VENETOS and
DOUGLAS L. SIMPSON

Junior Party
(U.S. Patent 6,105,732)¹,

v.

DAVIDE MATTEIS and
VINCENZO GIARDINA

Senior Party
(Application 09/202,199)²

Patent Interference No. 104,729

Before LEE, TORCZON, and NAGUMO, Administrative Patent Judges.

LEE, Administrative Patent Judge.

Judgment

¹ Based on application 09/187,315, filed November 4, 1998. The real party in interest is Automotive Products Italia (SV) S.p.A.

² Filed December 8, 1998. Accorded the benefit of PCT application 1B98/00306, filed March 9, 1998, and also United Kingdom application 9705206.2, filed March 13, 1997. The real party in interest is Automotive Products Italia (SV) S.p.A.

Interference No. 104,729
Venetos v. Matteis

On January 3, 2003, in response to the show cause order of November 22, 2002, the common assignee Automotive Products Italia (SV) S.p.A filed a paper to elect senior party Matteis as the one entitled to priority in this case. It is now time appropriate to enter adverse judgment against junior party Venetos. It is

ORDERED that judgment as to the subject matter of the sole count is herein entered against junior party BRAD N. VENETOS, and DOUGLAS L. SIMPSON;

FURTHER ORDERED that junior party BRAD N. VENETOS, and DOUGLAS L. SIMPSON is not entitled to its application claims 1-12 which correspond to the count;

FURTHER ORDERED that if there is a settlement agreement, the parties should note the requirements of 35 U.S.C. § 135(c) and 37 CFR § 1.666; and

FURTHER ORDERED that a copy of this judgment be filed in the respective involved application or patent of the parties.

Interference No. 104,729
Venetos v. Matteis

Jameson Lee)	
Administrative Patent Judge)	
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)	BOARD OF PATENT
Richard Torczon)	APPEALS
Administrative Patent Judge)	AND
)	INTERFERENCES
)	
)	
)	
Mark Nagumo)	
Administrative Patent Judge)	

Interference No. 104,729
Venetos v. Matteis

By Facsimile:

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